G R. S. IX-5]

Previous references.

File No. 496

1918.

Serial Nos.

(9102)

1-4

Later references.

196-18-S-6

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for January 19

SUBJECT.

Acceptance of the Trust in connection with the management & disposal of certain properties belonging to the Veerasamma of Gumpone for religious & charitable purposes

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File.

24/19

W D 88—GPB—50,000—24-7-18

Chus

G. R. S. III—1] 1918-19

GENERAL AND REVENUE SECRETARIAT.

(May)

NOTES.

File No. 196-18

FILE HEADING.

Acceptance of the trust in connection with the management and disposal of certain properties belonging to one Veeramma of Mysore for religious and charitable purposes —

From

The Dy: Comr, Mysore District —

No. R A C 217 Dated 24-8-18 Received 27-8-18

Diary No. 436	Enclos. 1	Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Requests sanction to accept the trust in connection with the management and disposal of certain properties belonging to one Veeramma of Mysore, which she wishes to devote for religious and charitable purposes in the manner indicated in the Trust Deed —

NOTES AND ORDERS.

The religious and charitable purposes for which the properties are proposed to entrusted to Govt and placed under their management, are enumerated in the Dy: Comrs letter. The property details ~~etc~~ and their value are not given in the

NOTES—First Sheet.

WD 1232—GPL—20,000—18-11-16

G. R. S. III-2}

General and Revenue Secretariat.

Mis File No. 196 of 1918.

Serial No.

Dy: Comr's Letter.

2. The Dy: Comr requests sanction to accept the trust.

3. Chapter II section 3 of the Muzrai Regulation no VI of 1913 relates to the Management of a religious or charitable institution by Govt.

4 Under the above section Govt may undertake the management of a religious or charitable trust (1) at the option of the creator of the trust, provided he has reserved no interest of a pecuniary or beneficial nature for himself (2) when the trustees provided by the ~~inst~~ instrument of trust or actually in charge of the institutions all expire or disclaim.

5 Dispositions 6 & 7 & 8 in the Dy: Comr's letter go to show that the creator of the trust has reserved some interest in the properties for her own benefit. In addition to the Dy: Comr, who is to be the chief controlling trustee, 8 other trustees — all Lingayets — have been nominated by the creator of the trust.

So, it appears clauses 1 & 2 of the section will not be satisfied by the above

NOTE—Contn. sheet.

G. R. S. III-2)

General and Revenue Secretariat.

Muz File No. 196 of 191 8.

Serial No.

above conditions of the Trust deed -

Subd for orders as to whether the Dy: Comr may be asked to report whether the proposed trust can be accepted under Chapter II section 3 of the Muzrai Regulation -

SD
1-10-18 Bdl

8. The trust in respect of the Several Seras can be accepted by Govt in the Muzrai Deptt provided the persons appointed to carry out the trust dispositions make the moneys available for the Seras. Whether the Dyfcomr. Can be the Chief trustee to carry out the dispositions under any existing rule is the point tobe settled. The Judicial Branch of the Chief Secrt may be consulted in the matter

Sec'y)

H.D.
2/10/18.

9 Yes. The Jud. Branch may be consulted. The value of the trust is small and the directions too

10 Do. - favor of Opinion.

Judicial Branch
Chief Secrt

H.D.
31/10/18

NOTE- Contn. sheet.

(4

5775

G. R. S. III-2)

General and Revenue Secretariat.

Mzg File No. 196 of 1918.

Serial No.

Under S 3 of the Mysore Regulation, it is not obligatory on the Government to undertake the management of religious and charitable trusts coming within the purview of the Section. This entirely left to the absolute discretion of the Government to undertake the management, in cases ~~of~~ in which the requirements of the section are completely fulfilled. In the present case, for reasons mentioned in page, 2 of the note, it can not be held that the conditions exist for exercising the discretion.

EB
30/11

Mysore Secretariat)

Submitted

BD
2-12-18

Sd

12 Draft a reply forwarding with the drawbacks

Sd.

Accepted

replying 3 12.18

and the draft.

KC

3 Draft letter for approval

BD
17/12/18

Sd
17/12/18

14 Seen.

NOTE—Contn sheet.

KC
17/12/18

(5

G. R. S. III-2)

General and Revenue Secretariat.

Mus File No. 196 of 1918.

Serial No.	
	15. Fair draft is put up - The reminder letter recd. from the Dy: Comr is on the file - 88 2/1/19 8d 2/1/19 Secy: 16 Secy with a draft - as proposed -
2852-175 8-1-19	Draft approved - 30/1/19
3.	No 1880 Dy 21.1.19. Dy. C. of Mysore informs that it is inexpedient to accept the trust in question.
4	From the Dy: Comr, Mysore Distt., letter no. 931/Mus 18-19 Dy 21-1-19 States that Veeramma is reported to have died on the evening of 2nd Dec 18, that her properties have been taken possession of by the Police pending further orders, and req: us to -

NOTE—Contn. sheet.

G. R. S. III-2)

General and Revenue Secretariat.

Mug File No. 196 of 1918.

Serial No.

orders of Govt on his previous refees.

The decision of Govt that it was inexpedient to accept the trust, under the conditions imposed by the creator of the trust, was communicated to the Dy: Comr on the same day the above letter has been addressed. So there is no necessity to draw the attention of the Dy: Comr to the letter (Sl. 3). By the death of Veeramma, there no longer appears to be any necessity for reservation of any beneficiary interest to the creator of the trust.

In this circumstance, it is a point for orders as to whether the Dy: Comr may be asked to submit a revised proposal or the matter may be left to his discretion and proposals awaited

SD
27.1.19

Since the two letters have crossed each other, the proposals if any from the Dy Comr may perhaps be awaited. Note papers may in the meanwhile be recorded.

RL
28/1/19

Dy Comr 19
Reference

28
28/1/19

NOTE—Contn. sheet.

W.D. 6244—GPB—6,00,000—19 5 16—S.

191

436

18 19
Mewz
196-18

From

The Deputy Commissioner,

Mysore District.

To

The Chief Secretary to the
Government of Mysore,
Bangalore.

Dated 21st August 1918.

Despatched

Received

General No. Rev-C 217

No. Rev 19

(13067) Enclosure No.

Requesting to obtain sanction of Government to accept the trust in connection with the management and disposal of certain properties belonging to one Veeramma of Mysore, which the lady wishes to utilise for religious and charitable purposes in the manner indicated in the Trust Deed.

8 C 7 9

No.

Office of the Deputy Commissioner,

Mysore District.

Dated, Mysore, 21st August 1918.

From

K. Matthan, Esquire, B.A.,

Deputy Commissioner,

Mysore District.

To

C.S. Balasundaram Iyer, Esquire, B.A.,

Chief Secretary to the Government of

His Highness the Maharaja of Mysore,

BANGALORE.

Sir,

In forwarding herewith a registered Trust Deed dated 13th July 1918 executed by one Veeramma, a lady of the Veerashaiva caste, daughter of Keeranna, residing in Krishnaraja Mohalla, Mysore, in favour of the Deputy Commissioner, I have the honor to state that the lady owns moveable and immoveable properties valued at about Rs.4000/- which she wishes to utilise for religious and charitable purposes in the manner indicated in the Trust Deed. According to this document the management and disposal of her properties is to be vested immediately in the hands of the Deputy Commissioner as Chief Controlling Trustee and eight other Trustees selected from among men of her own caste to assist the Deputy Commissioner in the management of her properties. The dispositions in the Trust Deed are as follows:-

(1) An orphanage of the Veerashaiva people is at present located in the Chikka Basaveswaraswami Temple, Fort Mohalla, Mysore. A tiled house belonging to the lady by the side of the temple is now rented to the Municipal authorities for holding a school. The trustees are to take possession of the building and shift the orphanage thereto.

(2) A land at a cost of Rs.200/- has to be purchased and the same endowed to the Basaveswara Swami Temple built by her in Erangere, Mysore City. The income of the land to be recovered by Government in the Muzrai Department, and utilized for daily expenses of Mahanaivedyam of the temple.

(3) A pair of diamond ear-rings (ವಜ್ರದ ಓಲೆ) to be sold and the proceeds kept as puduvat amount at the credit of Sri Srikanteswara Swami Temple at Nanjangud. From the interest derived therefrom a procession should be arranged for on the first Friday in the month of Karthika every year, the surplus if any, being utilized for Jangamaradhane.

(4) The marginally noted gold and silver articles should be immediately taken possession of and sold by the Trustees.

1 ಬಂಗಾರ ಪದಾರ್ಥಗಳು
2 ಪಿಳ್ಳಂಗೋವಿ ಮತ್ತು ಬೆಳ್ಳಿ ಪದಾರ್ಥಗಳು
3. ಇವನ್ನು ಕೊಡಿಸಿ ಕೊಂಡು ಬಂದವರು
ಕೊಂಡು ಕೊಂಡು ಕೊಳ್ಳುವುದು

(5) Out of the income of the properties a sum of Rs.25/- has to be paid every year for the performance of "Markandeya Ootsavam" in Trineswara Temple at Mysore during the month of Ashada, and the management of the Ootsavam should be entrusted to Mr. M.L. Vasudevia.

(6) An allowance of Rs.10/- per mensem should be paid to her for her maintenance. As she is a very old woman a maid servant of the Veerashaiva caste has to be appointed for the post of paricharika of the Anathalaya, and she should in addition to the work of the orphanage be made to attend upon her.

(7) She should be permitted to reside in the building proposed for Anathalaya till her death, and the jewellary, glass and other ware should be allowed to remain in her possession until her death. These properties shall thereafter

be taken charge of by the trustees and disposed of in the manner they deem fit.

(6) After the death of the lady her obsequies should be caused to be performed in accordance with the custom prevailing in her religion.

I have the honor to request that you will be so good as to obtain the sanction of Government to my accepting the trust.

I have the honor to be,

Sir,

Your most obedient servant,

Deputy Commissioner,
Mysore District.

W.D. 0244—GPB—6,00,000—19-5-16—S.

680

18 19
March
196-18
2

1916 G P G

From

The Deputy Commissioner,
Mysore District.

To

The Chief Secretary to
The Government of
Mysore.

Dated 2nd October 191

Despatched

Received

General No. R. 64 "
No.

Enclosure No.

Seeking the favour of early orders of Government in regard to the disposal of the trust offered by the late donor Veeraiah.

Rec'd
23/10/16.

Office of the Deputy Commissioner,

Mysore District.

Dated, Mysore, 2nd October 1918.

From

[illegible], Esquire, M.A.,

Deputy Commissioner,

Mysore District.

DIARY NO [illegible]

196-18

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] reference to my letter [illegible] seek the [illegible] letter of [illegible]. I [illegible] would [illegible]

I [illegible],

Sir,

[illegible] obedient servant,

H. Seshagiri Rao

Deputy Commissioner,

Mysore District.

(Absent from station.)

R. S. VI—G/32]

SUBJECT Informs that it is inexpedient to accept of the trust created by one Veeramma of Mysore

Diary No. of letter replied to 436

Section Peer
File No. 96-18
Serial No. 3

GENERAL AND REVENUE SECRETARIAT,
(Mysore)
, the 191 .

No. 1880/Enclo/

Date of issue 21/1/1919

To

Signed by [illegible]

The Dy: Comr, Mysore Distt.

Sir,

In reply to your letter no. R. H. C. 217/Rev. 18-19 & 24-8-18 requesting sanction of Govt for acting under a trust deed executed by one Veeramma of Mysore City, I am directed to state that, under section 3 of the Muzrai Regulation, a trust may be accepted only where a residuary or beneficiary interest is not reserved to the creator

Pirst
10.1.19

even then the acceptance is discretionary. ~~If~~ In the present case, the former condition is apparently not fulfilled and besides ~~and~~ the corpus of the trust itself is insignificant and the directions for the distribution of benefits is too complicated to allow of a satisfactory management by a busy officer. Under the circumstances, I am to point out that acceptance of responsibility in a matter of the kind is hardly expedient. 2. The document received with your letter under reply is returned.

I have etc.

List of enclosure

J. L. Secretary
Mus: Dept.

89
2-1-19

WD 86—GPB—60,000—15 11 16

N.D. 0244—GPB—6,00,000—19-6-16—S.

267

18—19

Mewz

FILE 195-19

4:

191

From

The Deputy Commissioner,

Mysore District.

To

The Chief Secretary to Govt.,

Bangalore.

Dated 20th January 1919.

Despatched

Received

General No.

No.

Enclosure No.

~~44953~~

Solicits early orders in the matter of the acceptance of the trust offered by one Veeramma of Mysore.

13

DIAR

Rec'd No. of 31
Station Cy

Office of the Deputy Commissioner,
Mysore District.
Dated, Mysore, 20th January 1919.

From

T. Chokkanna, Esquire, B.A.,
Deputy Commissioner,
Mysore District.

To

C.S. Balasundaram Iyer, Esquire, B.A.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
BANGALORE.

Sir,

In continuation of this office letter No.H.C.217 of 1918-19 dated 1st October 1918 soliciting orders in the matter of the acceptance of the trust offered by one Veeramma of Mysore, I have the honor to state that the lady in question is reported to have died on the evening of the 2nd December 1918. The properties have been taken possession of by the Police pending further orders.

I have the honor therefore to request that you will be so good as to obtain the early orders of Government in the matter of accepting the trust.

I have the honor to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Mysore District.

A.N.